

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

JAHIR ALBERTO ROJAS,

Plaintiff,

v.

R. LOZA, Correctional Officer, R.
SINGH, Correctional Officer, D.
SANDOVAL, Correctional Officer,

Defendants.

No. C 07-4662 MMC (PR)

**ORDER REFERRING PLAINTIFF TO
FEDERAL PRO BONO PROJECT;
STAYING PROCEEDINGS PENDING
APPOINTMENT OF COUNSEL;
DENYING ADMINISTRATIVE
MOTION FOR RELIEF TO CANCEL
SETTLEMENT CONFERENCE;
DIRECTIONS TO CLERK**

(Docket No. 45)

On September 10, 2007, plaintiff, a California prisoner currently incarcerated at Tehachapi State Prison, and proceeding pro se, filed the above-titled civil rights action under 42 U.S.C. § 1983, alleging the use of excessive force, in violation of the Eighth Amendment, by correctional officers at Salinas Valley State Prison (“SVSP”). Thereafter, the Court denied defendants’ motion for summary judgment. The case was referred to Magistrate Judge Vadas to conduct settlement proceedings; on July 26, 2010, Magistrate Judge Vadas notified the Court that the case had not settled.¹

¹The settlement conference was scheduled for the morning of Tuesday, July 6, 2010, the first work day after the long July 4th holiday weekend. On Friday, July 2, defendants electronically filed a motion for administrative relief to cancel the settlement conference, on the ground defendants were not inclined to settle the case. (Docket No. 45.) In view of the motion having been filed only one work day before the scheduled settlement conference, the motion was not reviewed by the Court until after the settlement conference had been held. Consequently, the motion is hereby DENIED as moot.

1 Good cause appearing, plaintiff is hereby REFERRED to the Federal Pro Bono
2 Project for the purpose of locating an attorney to represent plaintiff in this matter.

3 The Clerk of the court shall forward to the Federal Pro Bono Project: (1) a copy of this
4 order, (2) a memorandum outlining the facts and procedural posture of the action, and (3) a
5 copy of the court file.

6 Upon an attorney being located to represent plaintiff, that attorney shall be appointed
7 as counsel for plaintiff in this matter until further order of the Court.

8 All proceedings in this action are hereby STAYED until four weeks from the date an
9 attorney is appointed to represent plaintiff in the instant action.

10 This order terminates Docket No. 45.

11 IT IS SO ORDERED.

12 DATED: August 3, 2010

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14 MAXINE M. CHESNEY
15 United States District Judge
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